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4-5-01



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Jian Ni et al.

Application Number: 09/227,854

Group Art Unit: 1647

Filed: January 11, 1999

Examiner: G. Draper

Title: **HUMAN CHEMOTACTIC CYTOKINE I**

Attny. Docket No. PF21001

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
PURSUANT TO 37 C.F.R. § 1.56(c)

Commissioner for Patents
Washington, D.C. 20231

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TECH CENTER 1600/2900

S I R:

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the Patent and Trademark Office of all references coming to the attention of each individual associated with the filing or prosecution of the subject application, which are or may be material to the patentability of any claim of the subject application, Agent for Applicants hereby directs the Examiner's attention to reference B2 listed on the attached form PTO/SB/08A. A copy of reference B2 is enclosed.

Identification of the listed references is not to be construed an admission of any individual associated with the filing or prosecution of the subject application that such references are available as "prior art" against the subject application. Furthermore, Applicants do not waive any rights to appropriate action to establish patentability over any of the listed documents should they be applied as references against the claims of the subject application.

The above information is presented so that the Patent and Trademark Office can determine any materiality thereof to the claimed invention. See 37 CFR 1.106(b) concerning the PTO duty to consider and use any such information. It is respectfully requested that the information be considered during the prosecution of this application.

Applicants respectfully request that the Examiner review the listed reference and that the reference be made of record in the file history of the application.

Pursuant to 37 C.F.R. § 1.97(c)(2), since this Supplemental Information Disclosure Statement is filed after the mailing date of a First Office Action on the merits, the Patent and Trademark Office will consider the statement if the statement is accompanied by the fee as specified in 37 C.F.R. § 1.97(c)(2), and is filed before any of a final action under § 1.113, a notice of allowance under § 1.311, or an action which otherwise closes the prosecution in this application.

Accordingly, pursuant to 37 C.F.R. § 1.97(c)(2), the Patent Office is authorized to charge the required fee of \$180.00 to Human Genome Sciences, Inc., Deposit Account No. 08-3425. Applicants submit concurrently herewith, a Fee Transmittal, with appropriate fee(s). The Patent Office is further authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 08-3425.

Respectfully submitted,

Date: April 2, 2001


Joseph J. Kenny (Reg. No. 43,710)
Agent for Applicants

Human Genome Sciences, Inc.
9410 Key West Avenue
Rockville, MD 20850
Phone (301) 610-5800

Enclosures
MMW/JJK/RL/lcc

**FEE TRANSMITTAL
for FY 2001**

Complete if Known

Patent fees are subject to annual revision.

Application Number 09/227,854
Filing Date January 11, 1999
First Named Inventor NI, et al.
Examiner Name Draper, G.
Group Art Unit 1647
Attorney Docket Number PF210D1

Total amount of payment (\$)

570.00

METHOD OF PAYMENT (CHECK ONE)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:
Deposit Account Number 08-3425
Deposit Account Name Human Genome Sciences, Inc.
☒ Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17
☐ Applicant claims small entity status
See 37 CFR 1.27

- ☐ Payment Enclosed:
☐ Check ☐ Credit Card ☐ Money Order ☒ Other
Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 08-3425

FEE CALCULATION

1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

Subtotal (1)

\$

2. EXTRA CLAIM FEES

	Extra	Fee from below	Fee Paid
Total claims 53	- 53**	0	0.00
Indep. claims 5	- 5**	0	0.00
Multiple Dependent 0	0	0	

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim
108	80	209	40	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

Subtotal (2)

(\$) 0.00

Submitted By

Name (Print/Type) Joseph J. Kenny

Signature: Joseph J. Kenny

FEE CALCULATION (CONTINUED)

3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
105	130	205	65	Surcharge - late non-provisional filing fee or cover sheet
127	50	227	25	Surcharge - late provisional filing fee or cover sheet
139	130	139	130	Non-English specification
147	2,520	147	2,520	For filing a request for ex parte reexamination
112	920	112	920	Requesting publication of SIR prior to Examiner action
113	1,840	113	1,840	Requesting publication of SIR after Examiner action
115	110	215	55	Extension for reply within first month
116	390	216	195	Extension for reply within second month
117	890	217	445	Extension for reply within third month
118	1,390	218	695	Extension for reply within fourth month
128	1,890	228	945	Extension for reply within fifth month
119	310	219	155	Notice of Appeal
120	310	220	155	Filing a brief in support of an appeal
121	270	221	135	Request for oral hearing
138	1,510	138	1,510	Petition to institute a public use proceeding
140	110	240	55	Petition to revive -unavoidable
141	1,240	241	620	Petition to revive - unintentional
142	1,240	242	620	Utility issue fee (or reissue)
143	440	243	220	Design issue fee
144	600	244	300	Plant issue fee
122	130	122	130	Petitions to the Commissioner
123	50	123	50	Petitions related to provisional applications
126	180	126	240	Submission of Information Disclosure Statement
581	40	481	40	Recording each patent assignment per property (times number of properties)
146	710	246	355	Filing a submission after final rejection (37 CFR 1.129(a))
149	710	249	355	For each additional invention to be examined (37 CFR 1.129(b))
179	710	279	355	Request for Continued Examination (RCE)
169	190	169	900	Request for expedited examination of a design application

Other fee (specify):

Other fee (specify):

*Reduced by Basic Filing Fee Paid

Subtotal (3)

\$ 570.00

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\$ 180.00

Complete (if applicable)

Registration No.: 43,710

Telephone 301-610-5800

Date 4/2/01

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.